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DOC #: \_\_\_\_\_  
DATE FILED: 6-13-14

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Keenan, J  
Part 1

COOLMATH.COM and

Plaintiff, : Civil Action No. 14 CV 4291 (LAK) ( )

-v-

COOLMATHGAMES.COM,  
MICHAEL GARGIULO and  
JOHN DOE

**ORDER TO SHOW CAUSE FOR  
PRELIMINARY INJUNCTION  
WITH TEMPORARY  
RESTRAINING ORDER**

Defendants. :

Upon the annexed affidavit of Gregory Barlow, sworn to 14<sup>th</sup> day of June, 2014, and the exhibits thereto, the annexed Complaint, and the annexed Memorandum of Law, it is hereby

ORDERED, that the above named defendants, or their counsel show cause before a motion term of this Court, at Room 213, United States Courthouse, 500 Pearl Street, in the City, County and State of New York, on June 17, 2014, at 11 o'clock in the After noon thereof, or as soon thereafter as counsel can be heard, why an Order should not be issued pursuant to Rule 65 of the Federal Rules of Civil Procedure enjoining the Defendants during the pendency of this action from (a) committing trademark infringement by operating the website www.coolmathgames.com; and (b) committing trade dress infringement by operating the website www.coolmathgames.com; and it is further

ORDERED that, sufficient reason having been shown therefor, pending the hearing of Plaintiffs' application for a preliminary injunction, pursuant to Rule 65, Fed. R. Civ. P., Defendants are temporarily restrained and enjoined from (a) committing trademark infringement by operating the website www.coolmathgames.com; and (b) committing trade dress infringement by operating the website www.coolmathgames.com; and it is further

ORDERED that security in the amount of \$ \_\_\_\_\_ be posted by the plaintiff

prior to \_\_\_\_\_, at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon of that day; and it is  
further

ORDERED that personal service of a copy of this order and annexed affidavit upon the defendant or his counsel on or before 11<sup>00</sup> o'clock in the four noon, June 1<sup>st</sup> 2014, shall be deemed good and sufficient service thereof. /

DATED: New York, New York

DATED: New York, New York  
ISSUED: 4:50 PM - June 13, 2014

John F. Keane

**United States District Judge**

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Date: June 13, 2014

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